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7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE EASTERN DISTRICT OF CALIFORNIA

9 JAMES WHITTENBERG,

10 Plaintiff, No. CIV S-04-2313 FCD JFM P

11 vs.

12 LT. L. ROLL,

13 Defendant. ORDER

14 \_\_\_\_\_ /  
15 Plaintiff is a state prisoner proceeding pro se and in forma pauperis with a civil  
16 rights action. On July 12, 2005, plaintiff has renewed his request for the appointment of counsel  
17 for his next deposition.<sup>1</sup> Plaintiff's previous requests were filed on December 22, 2004 and  
18 March 17, 2005 and each was denied. For the reasons stated in those orders, IT IS HEREBY  
19 ORDERED that plaintiff's July 12, 2005 request is denied.

20 DATED: July 20, 2005.

21   
22 John F. Marshall  
23 UNITED STATES MAGISTRATE JUDGE  
24

25 /001;kf; whit2313.31b

26 <sup>1</sup> Although plaintiff references his desire to seek a continuance of his presently-scheduled deposition, plaintiff directed that request to counsel for defendants. Plaintiff states he is asking the court for appointment of counsel at the deposition.